

# Sacramento River West Side Levee District

## Minutes of the Regular Meeting of the Board of Commissioners

February 28, 2018

President Tibbitts called the Regular Meeting of the Board of Commissioners to order at 1:00 p.m. on Wednesday, February 28, 2018 at Reclamation District No. 108 headquarters, Wilkins Slough, Colusa County, California.

**Commissioners Present:** Tom Ellis, Paul Sankey, and Dan Tibbitts

**Commissioners Absent:** Frederick Durst and Roger Cornwell

**Others Present:** Meegan Nagy, Deputy Manager                      Jeff O'Neil, by Phone  
Gary Marler, Superintendent    Ben Carter, CCFVCA  
Cathy Busch, Executive Secretary  
Beverly Walls, Bookkeeper

**Agenda** – Commissioner Ellis moved to approve the Agenda as presented. Commissioner Sankey seconded. Approved: 3 – 0.

**Public Participation:** There was no Public comment at this time.

### ADMINISTRATION

**Minutes** – It was moved by Commissioner Sankey to approve the minutes from the Regular Meeting held on December 21, 2017 as presented. Commissioner Ellis seconded. Approved 3 – 0,

**Financial Report and Accounts Payable** – The Board reviewed the Financial Reports for January/February, including the February Accounts Payables totaling \$71,061 and payments made during December and January totaling \$10,485. After discussion, Commissioner Ellis moved to approve the February Accounts Payables and ratified payments made in December and January. Commissioner Sankey seconded. Approved 3 – 0.

**On-Line Banking** – Ms. Beverly Walls, Bookkeeper, requested authorization include Downey Brand for on-line payments. It was moved by Commissioner Sankey to authorize Downey Brand for on-line banking. Commissioner Ellis seconded. Approved 3 – 0.

## CLOSED SESSION

1. Attorney Jeff O'Neil was contacted by phone. The Board went into Closed Session at 1:11 p.m. to conference with legal counsel on one case of anticipated litigation. Significant exposure to litigation pursuant to Subdivision (b) of Section 54956.9 (Riverview Land & Equipment, Inc.). The Board came back from Closed Session at 1:25 p.m. and President Tibbitts announced that no action was taken.

## BUSINESS ITEMS

2. **Operations Report** – Superintendent Marler reported that the large oak tree that had fallen into the River across from the Faye Ranch was removed by DWR the end of December. 2,4-D was applied to sections of the levee toe in Yolo County to control weeds. LMA self-inspections have been completed with only a few minor encroachments and rodent holes found. These findings will be corrected within the next few months.

3. **Flood System Repair Program (FSRP) Missouri Bend**

a. **Project Update** – Mr. Barry O'Regan gave a status report of the Missouri Bend Repair Project. The Mitigated Declaration and Notice of Determination will be signed today and filed with Yolo County. The next step will be Permitting. The Corps of Engineers ran out of funding in 2017 for 408 Permits, so they will now be working through a backlog. Deputy Manager Nagy worked with the Corps of Engineers to get Missouri Bend moved up so that the 408 Permit will be completed earlier, since construction is set to start in August 2018. Deputy Manager Nagy reported that Mr. Seth Wurzel completed a preliminary cash need for the Project. It is estimated to be between \$500,000 to \$1.4 million for short-term loan for cash flow and local share. It was suggested that Deputy Manager Nagy meet with a couple bankers regarding loans and terms since there should be little or no difference in interest rates. The Corps of Engineers drilling Permit is still in process. Drilling will go through the levee to determine what type of filter will be needed for 100% design.

b. **Adoption of Resolution No. 18-01 in the matter of Approving the Project and Adopting the Mitigated Negative Declaration and Approving the Notice of Determination for the Sacramento River West Bank Seepage Mitigation Project** – it was moved by Commissioner Ellis to adopt RESOLUTION No. 18-01 in the matter of Adopting the Mitigated Negative Declaration and Approving the Notice of Determination for the Sacramento River West Bank Seepage Mitigation Project, reconfirming Manager Bair as the duly elected Secretary to sign the Certification and to authorize Deputy Manager Nagy to sign and file the Mitigated Declaration and Notice of Determination. Commissioner Sankey seconded. Approved 3 – 0.

d. **Approve Task Order No. 4** – Mr. O'Regan reported on Task Order No. 4 that is right-of-way acquisition. He explained the process and that the District's share was 15 percent of

the cost. After discussion, it was moved by Commissioner Sankey to approve Task Order No. 4 for KSN, Inc to contact property owners for the purpose of negotiating the right-of-way acquisitions. Commissioner Ellis seconded. Approved 3 – 0.

**e. Adoption of Resolution No. 18-02 in the Matter of Authorizing General Manager to Take Actions Necessary to Expedite Completion of the Sacramento River Seepage Mitigation Project** – It was moved by Commissioner Ellis to adopt RESOLUTION NO. 18-02 in the matter of Authorizing General Manager to Take Actions Necessary to Expedite Completion of the Sacramento River Seepage Mitigation Project with the approval of the Board President. Commissioner Sankey seconded. Approved 3 – 0.

#### **4. 2017 Flood Event**

**a. PL84-99 Rehabilitation Assistance Update** – Deputy Manager Nagy reported on the following repair sites:

- Moon Bend - This site is in the Contracting Department of the Corps of Engineers. This project should be constructed in 2018. This repair is at no cost to the District.
- RGF emergency seepage berm - This repair is in the design stage. The original project was for a 600-foot by 100-foot wide seepage berm. The design shows that the Corps of Engineers has increased the length to 2,300-feet and 165-feet wide. She met with RGF and the owner were agreeable to the increased berm size. This is 100 percent funded and should be completed in 2018.
- Cecil Lake – The Corps of Engineers looked at both a slurry wall and seepage berm. When the real estate costs were added to the seepage berm cost the Corps thought it would be equivalent in the long run to do the slurry wall. The Corps currently does not have any technical information at this location. Deputy Manager Nagy asked if the Board would be willing to cover the cost of two borings in the field to help determine the subsurface conditions. The cost would be about \$15,000 per boring. It was moved by Commissioner Ellis to approve the General Manager or Deputy Manager to obligate up to \$30,000 to make two borings to determine site subsurface information at the Cecil Lake Project. Commissioner Sankey seconded. Approved 3 – 0.

**b. Erosion Site Updates** – Deputy Manager Nagy reported that the District submitted an erosion site to the Corps of Engineers for repair. It is suspected that this site will be denied. The Department of Water Resources has been working on design for serious sites and currently are working with LMAs to prioritize these sites.

**5. Adopt Resolution No. 18-03 in the matter of Adopting the Yolo county Hazard Mitigation Plan** - It was moved by Commissioner Sankey to adopt RESOLUTION NO. 18-03 in

the matter of adopting the Yolo County Operational Area Multi-Jurisdiction Hazard Mitigation Plan Update Dated December 2012. Commissioner Ellis seconded. Approved 3 – 0.

**6. Review and Adopt the 2018 Final Budget and Amend the 2017 Budget as Needed –** Deputy Manager Nagy reviewed the proposed 2018 Budget. Account No. 522-Engineering was increased by \$30,000 for the Cecil Lake borings and Account No. 560F-Deferred Maintenance was increased to \$94,800. It was moved by Commissioner Sankey to approved the 2018 Financial Budget as submitted with an increase to Engineering in the amount of \$30,000 and increasing Deferred Maintenance to a total of \$94,800. Commissioner Ellis seconded. Approved 3 – 0.

**7. Consider Easement Mapping Project –** Mr. O'Regan reported that the State is currently going back through old easements and listing State and district rights, tracing parcels and mapping. Once this is completed you should be able to click on an easement and see attached deeds. At this time, the State is only tracking easements that have been turned over to the State. He reported that at one time this District turned over 40-plus easements. President Tibbitts said that there is no action at this time, but once the State has completed their project the District may want to do a similar project. It is important that the District understand the language of each easement within the District.

## **INFORMATION REPORTS**

**1. California Central Valley Flood Control Association (CCVFCA) Report –** Deputy Manager Nagy reported that the CCVFCA will be holding a Flood Control Forum in March. If you would like to attend please contact the Office. Mr. Ben Carter, District CCVFCA Board-member, reported on a flood protection project north of the Colusa Weir that was completed in January and February. The project includes 1,200 liner-feet of riprap on the River bank. Currently the vegetation is being cleared and bank being cut. The Flood Protection Board is reporting this as maintenance work. There is concern that this project was completed without a CVFPB permit.

**2. Deputy Manager's Report –** Deputy Manager reported that the Annual Landowner meeting has been moved to June. She reported that a Public meeting will be held at the District on March 20 for the Mid-Upper Sacramento Regional Flood Response Project.

Deputy Manager Nagy reported that she will not be available for the June 27 meeting and asked to reschedule the Board meeting to June 20. It was the consensus of the Board to move the June Board meeting to Wednesday, June 20 at 1:00 p.m. with KLRDD meeting to follow.

## **Adjournment**

There being no comments from the Public and no further business to come before the Board, the meeting was adjourned at approximately 3:17 p.m.

Respectfully Submitted

Meegan Nagy  
Deputy Manager